



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
09/706,194	11/03/00	O BRIEN	7165-27RE

000570 TM11/0411  
AKIN, GUMP, STRAUSS, HAUER & FELD, L.L.P.  
ONE COMMERCE SQUARE  
2005 MARKET STREET, SUITE 2200  
PHILADELPHIA PA 19103

EXAMINER
RIMELL, S

ART UNIT	PAPER NUMBER
2166	2

DATE MAILED: 04/11/01

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**



UNITED STATES DEPARTMENT OF COMMERCE  
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Washington, D.C. 20231

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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2

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

See Attached Notification

Sam Rimell  
Primary Examiner  
Art Unit: 2166

MPEP 1442.02 states:

*"In order to avoid duplication of effort, action in re-issue applications in which there is an indication of concurrent litigation will be suspended automatically unless and until it is evident to the examiner, or applicant indicates, that any one of the following applies:*

- (A) A stay of litigation is in effect;*
- (B) the litigation has been terminated;*
- (C) there are no significant overlapping issues between the application and the litigation;*
- (D) It is applicant's desire that the application be examined.*

*Where none of (A)-(D) above apply, action in the re-issue application in which there is an indication of concurrent litigation will be suspended by the examiner.*

The present application provides a Notice of pending litigation (Civil Action 1:00 CV0738, Rosenbluth International, Inc. v. Travel Analytics, Inc.) .

In view of the concurrent litigation , and in order to avoid duplication of effort between the two proceedings, action in this re-issue application is STAYED until such time that it is evident to the examiner that one the four conditions recited above is met.

On March 16, 2001, representative for applicant, Dave Sasso of Akin, Gump, Strauss, Hauer and Feld contacted this examiner and specifically requested that action be stayed in the present application, and verified that the above mentioned litigation was pending.

Application/Control Number: 09/706,194  
Art Unit: 2166

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Any inquiry concerning this communication should be directed to Sam Rimell at telephone number (703) 306-5626.



Sam Rimell  
Primary Examiner  
Art Unit 2166



**TARIQ R. HAFIZ**  
**SUPERVISORY PATENT EXAMINER**  
**TECHNOLOGY CENTER 2100**